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Attorneys for Sanofi-Aventis U.S. LLC

**IN THE UNITED STATES DISTRICT COURT
FOR DISTRICT OF MONTANA
HELENA DIVISION**

THE STATE OF MONTANA, *ex rel.*,
AUSTIN KNUDSEN, ATTORNEY
GENERAL,

Plaintiff,

v.

ELI LILLY AND COMPANY, et al.,

Defendants.

Case No. 6:22-cv-00087-BMM

**ELI LILLY AND COMPANY,
NOVO NORDISK INC., AND
SANOFI-AVENTIS U.S. LLC'S
RULE 12(b)(6) MOTION
TO DISMISS THE FIRST
AMENDED COMPLAINT**

Eli Lilly and Company, Novo Nordisk Inc., and Sanofi-Aventis U.S. LLC (collectively, the “Manufacturers”) respectfully move this Court to dismiss Plaintiff’s Complaint pursuant to Rule 12(b)(6), Fed. R. Civ. P. The brief and declaration of Elizabeth Lund filed contemporaneously herewith support the Manufacturers’ motion. Plaintiff opposes this motion.

DATED this 23d day of February, 2023.

By: /s/ Elizabeth W. Lund
BERG LILLY, PC
Attorney for Defendant Sanofi-Aventis U.S. LLC

By: /s/ William M. Mercer
HOLLAND & HART - BILLINGS
Attorney for Defendant Eli Lilly and Company

By: /s/ Emma L. Mediak
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